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INTELLECTUAL PROPERTY LAW

OCT 1 8 2006

150 BROADWAY, SUITE 702 NEW YORK, NEW YORK 10038 PHONE: (212) 619-6000 FAX: (212) 619-0276 WWW.FKMIPLAW.COM

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FAX NO

571-272-8300

TO

Commissioner for Patents

Mail Stop: Amendments

FROM

Oleg F. Kaplun, Esq. of Fay Kaplun & Marcin, LLP

DATE

October 18, 2006

SUBJECT

U.S. Patent Appln. Serial No. 10/730,811

for Neuromuscular Monitoring Using Phonomygraphy

Our Ref.: 40128/00901

NUMBER OF PAGES INCLUDING COVER:

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Please see attached.

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Attorney Docket No. 40128/00901 (08897-004)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s)

Hemmerling et al.

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Serial No.

10/730,811

OCT 1 8 2006

Filed

December 8, 2003

For

December 8, 2003

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Neuromuscular Monitoring Using Phonomygraphy

Group Art Unit

P.O. Box 1450

Mail Stop: Amendments
Commissioner for Patents

Alexandria, VA 22313-1450

3762

Examiner

George C. Manuel

Certificate of Fascimile

I hereby certify that this correspondence is being deposited via

facsimile addressed to:

Mail Stop: Amendment Commissioner for Patents

lexandria, VA 22313-1450

(571) 277-8309

Date: October 18, 2006

TRANSMITTAL

Transmitted herewith please find an Amendment in response to a Non-Final Office Action mailed on May 25, 2006 for filing in the above-identified application. Applicant hereby request a two (2) month extension. Please charge the Credit Card of Fay Kaplun & Marcin, LLP in the amount of \$405.00 for the two month extension and filing an Information Disclosure Statement (PTO Form 2038 is enclosed). The Commissioner is hereby authorized to charge the Deposit Account of Fay Kaplun & Marcin, LLP No. 50-1492 for any additionally required fees required. A copy of this paper is enclosed for this purpose.

Dated: October 18, 2006

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Oleg F. Kaplun (Reg. No. 45,559)

Fay Kaplun & Marcin, LLP 150 Broadway, Suite 702

New York, N.Y. 10038

Tel: (212) 619-6000 Fax: (212) 619-0276

Respectfully submitted.

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Attorney Docket No.: 40128/00901 (08897-004)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Hemmerling et al.

OCT 1 8 2006

Serial No.: 10/730,811
Filed: December 8

Applicant(s):

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For:

December 8, 2003

Neuromuscular Monitoring Using Phonomyography

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Examiner: George C. Manuel

3762

Mail Stop: Amendments Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

AMENDMENT

In response to the Non-final Office Action mailed May 25, 2006 in the above-identified application, please enter the following amendments and consider the following remarks: